

0042



**CONSOL ENERGY**

Consolidation Coal Company

P.O. Box 566

Sesser, IL 62884

(618) 625-2041

*C/015/015 Incoming  
cc: Jim  
Priscilla*

July 23, 2008

Daron Haddock  
Utah Division of Oil, Gas and Mining  
Coal Program  
1594 West North Temple, Suite 1210  
Box 145801  
Salt Lake City, Utah 84114-5801

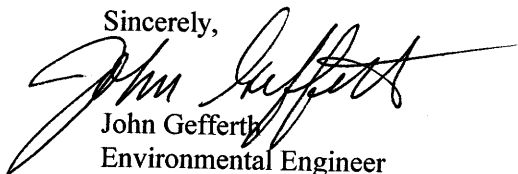
Re: Emery Deep Mine Permit C/015/015  
MRP insignificant revision to update 4<sup>th</sup> East Portal dust sampling plan (3/26/08)  
Task ID #2954 deficiency response *TASK ID #3019*

Dear Mr. Haddock:

Please consider this a deficiency response to the above mentioned permit. Per your department's deficiency memo dated 5/23/08 Consol is resubmitting the revision. Per discussions with your staff, Consol has included the base line study initiated by your Price Field office, and a subsequent field survey. Enclosed please find 3 copies including an executed C1 form, C2 form, and revised pages. A copy has been forwarded to your price field office. A cd rom has been included with the submittal in pdf format.

If you have any questions concerning this request, please call me at (618) 625-6850.

Sincerely,

  
John Geffert  
Environmental Engineer

CC: Karl Houskeeper – DOGM-Price Field Office-with attachments  
Attachments

JAG/jag em4ecoaldst.def2954.doc

File in:

*C/015/015.2008.Incoming*

Refer to:

☐ Confidential

☐ Shelf

☒ Expandable

Date *7/23/2008* for additional information

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**Deficiency List**  
**Task ID #2954**  
**4<sup>th</sup> East Coal Dust Baseline**

**R645-301-121.300 and R645-301-526.222,** The plan must include the following additions:

- (1) The application also includes the Division's 2004 inspection report as page 5e through 5f. This is acceptable, although the Division requests that the information provided in the 2004 inspection report be transposed into an Excell spreadsheet similar to that provided with the amendment. That way, a comparison of the data is made possible. Data collected during each annual inspection would be added to the table, such that each annual report would display data for each transect, from all previous monitoring years.

*CH X-C page 5h has been revised to include a table for data comparison.*

- (2) The application provides a sketch of the transects, Chap X-C page 5c. The sketch does not identify the monitoring sites using the currently available global positioning system (GPS) technology. GPS technology is requested, to ensure the same site is revisited each year. Four years elapsed since the last monitoring, and over that time, site 2A apparently decreased in total vegetative cover by 35%. This may be due to the 60% coal fine cover which is up to 3mm thick at the site or it may be due to not relocating the original 2A site. The sketch should also include a north arrow and topographic information.

*CH X-C page 5c (4<sup>th</sup> East dust sample sites) has been revised to include a north arrow, topography and GPS data.*

# APPLICATION FOR COAL PERMIT PROCESSING

Permit Change ☒ New Permit ☐ Renewal ☐ Exploration ☐ Bond Release ☐ Transfer ☐

**Permittee:** Consolidation Coal Company

**Mine:** Emery Mine

**Permit Number:** 015/015

**Title:** 4<sup>th</sup> East coal dust baseline

**Description,** Include reason for application and timing required to implement:

4<sup>th</sup> East coal dust sample plan revision and update additional info

7/08

**Instructions:** If you answer yes to any of the first eight (gray) questions, this application may require Public Notice publication.

- |   |   |
|---|---|
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 1. Change in the size of the Permit Area? Acres: _____ Disturbed Area: _____ <input type="checkbox"/> increase <input type="checkbox"/> decrease. |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 2. Is the application submitted as a result of a Division Order? DO# _____  |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 3. Does the application include operations outside a previously identified Cumulative Hydrologic Impact Area?                                     |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 4. Does the application include operations in hydrologic basins other than as currently approved?   |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 5. Does the application result from cancellation, reduction or increase of insurance or reclamation bond?   |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 6. Does the application require or include public notice publication?   |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 7. Does the application require or include ownership, control, right-of-entry, or compliance information?   |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 8. Is proposed activity within 100 feet of a public road or cemetery or 300 feet of an occupied dwelling?   |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 9. Is the application submitted as a result of a Violation? NOV # _____   |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 10. Is the application submitted as a result of other laws or regulations or policies?<br><i>Explain:</i> _____                                   |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 11. Does the application affect the surface landowner or change the post mining land use?   |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 12. Does the application require or include underground design or mine sequence and timing? (Modification of R2P2)                                |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 13. Does the application require or include collection and reporting of any baseline information?   |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 14. Could the application have any effect on wildlife or vegetation outside the current disturbed area?   |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 15. Does the application require or include soil removal, storage or placement?   |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 16. Does the application require or include vegetation monitoring, removal or revegetation activities?  |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 17. Does the application require or include construction, modification, or removal of surface facilities?   |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 18. Does the application require or include water monitoring, sediment or drainage control measures?  |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 19. Does the application require or include certified designs, maps or calculation?   |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 20. Does the application require or include subsidence control or monitoring?   |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 21. Have reclamation costs for bonding been provided?   |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 22. Does the application involve a perennial stream, a stream buffer zone or discharges to a stream?  |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 23. Does the application affect permits issued by other agencies or permits issued to other entities?   |

**Please attach four (4) review copies of the application. If the mine is on or adjacent to Forest Service land please submit five (5) copies, thank you.** (These numbers include a copy for the Price Field Office)

I hereby certify that I am a responsible official of the applicant and that the information contained in this application is true and correct to the best of my information and belief in all respects with the laws of Utah in reference to commitments, undertakings, and obligations, herein.

Jonathan M. Pachter  
Print Name

Jonathan M. Pachter 7/1/08  
Sign Name, Position, Date General Manager, Environmental Services

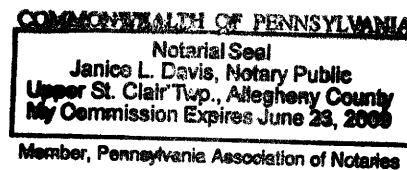
Subscribed and sworn to before me this 1st day of July, 2008

Notary Public

My commission Expires:

Attest: State of Pennsylvania } ss:

County of Allegheny



**For Office Use Only:**

Assigned Tracking  
Number:

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# APPLICATION FOR COAL PERMIT PROCESSING

## Detailed Schedule Of Changes to the Mining And Reclamation Plan

**Permittee:** Consolidation Coal Company

**Mine:** Emery Mine

Permit Number: 015/015

**Title:** 4th East coal dust sample plan revision and update additional info deficiency response task ID 2954 7/08

Provide a detailed listing of all changes to the Mining and Reclamation Plan, which is required as a result of this proposed permit application. Individually list all maps and drawings that are added, replaced, or removed from the plan. Include changes to the table of contents, section of the plan, or other information as needed to specifically locate, identify and revise the existing Mining and Reclamation Plan. Include page, section and drawing number as part of the description.

**DESCRIPTION OF MAP, TEXT, OR MATERIAL TO BE CHANGED**[illegible]

**Any other specific or special instruction required for insertion of this proposal into the Mining and Reclamation Plan.**

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